



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:
Warren F. Schmalenberger

Serial No.: 09/442,819

Filed: November 18, 1999

Titled: **CAPITAL
MARKET INDEX**

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Atty. Docket No.: SCHC,002

Examiner: D.S. Felten

Group Art Unit: 2164

COMMISSIONER OF PATENTS
AND TRADEMARKS
WASHINGTON, D.C. 20231

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date indicated below with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patent and Trademarks, Washington, D.C. 20231.

Mark R. Wisner, Registration No. 30,603

September 23, 2002
Date

RESPONSE TO OFFICIAL ACTION OF MARCH 21, 2002

Sir:

Applicant responds to the Official Action of March 21, 2002 in the captioned application as follows. Also enclosed is a request for a three month extension of the time to respond and a check for the required fee. In the event the certificate of mailing on either document was either inadvertently not executed or improperly executed, any necessary fees were not included and/or were insufficient in amount, or for any other reason this Response is not considered timely filed, request is hereby made for an extension of the time to respond for the period necessary to ensure consideration of this Response and the Commissioner is authorized to charge the Deposit Account of Wisner & Associates, Account No. 50-0965 (SCHC,002) in the amount of any necessary fee.

IN THE TITLE

Please amend the title of the application to read as follows: --SYSTEM AND METHOD FOR COMPUTING A CAPITAL MARKET INDEX BASED ON WEIGHTED MARKET SECTOR INDICES--.

IN THE CLAIMS

Please **rewrite** the following claim(s) (in accordance with the requirements of 37 C.F.R. 1.12(c)(iii), another version of the rewritten claim(s), on one or more pages separate from this amendment and marked up to show all the changes relative to the previous version of that claim(s), is attached) to read as follows:

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